January 30, 2019

VIA EMAIL: 67421-96718318@requests.muckrock.com

RE: South Carolina Public Records Law Request: Clemson White House

Dear Mr. Brown:

**OFFICE of
GENERAL COUNSEL**

Clemson University
207 Sikes Hall
Clemson, SC
29634-5003

P 864-656-3414
F 864-656-7739

On behalf of Clemson University, I write in response to your South Carolina Freedom of Information Act ("FOIA") request. You have requested the following:

1) Any and all emails sent from Clemson.edu emails AND received from Clemson Athletic Department employees to The White House, and employees at The White House, from Jan 1, 2019 through Jan 14, 2019; and

2) Any emails sent from NON Clemson.edu email addresses TO Clemson Athletic Director Dan Radakovich from Jan 13 2019 through Jan 17, 2019.

There are fees associated with the production of public records. More information on the associated fee structure can be found at: http://www.clemson.edu/administration/ogc/documents/FOIA.pdf. Please note that the fee for your request will be substantial. There are over 200 employees in Clemson University's Department of Athletics and each employee's email account would have to be searched to comply with your request. It is our estimation that conducting the search you requested would result in well over **$2,000** in fees.

Clemson has received several requests for similar records and are offering each requestor the results of the following search for a reduction in search rate.

1) *Email accounts to be searched: Dan Radakovich, Graham Neff, Tim Match, Ross Taylor, and Beth Douglas;*

2) *Date range: January 7, 2019 - January 14, 2019; and*

2) *Search terms: White House or whitehouse.gov.*

Please respond to this communication by confirming whether you will accept the results of this modified search in lieu of your original request. The fees associated with the search and retrieval of responsive records to this modified search will be **$8.33 (.333 hours x $25.00)**. Please submit your deposit totaling at least 25% of the aforementioned amount to Clemson University at the address appearing on this document.

Once the deposit is paid, Clemson University will begin gathering the requested information. Once the total sum due is paid, Clemson University will produce any responsive public records contained on systems it owns or controls within the time allowed by FOIA (SC Code of Laws section 30-4-10 et. seq.). If Clemson University does not receive payment from you within 30 days, this matter will be considered closed.

Please note that the University reserves the right to assert all exemptions and protections from disclosure afforded by the South Carolina Freedom of Information Act, or as otherwise provided by state or federal law, if any are determined to be applicable, as allowed by §30-4-30(c) (this response "is not required to include a final decision or express an opinion as to whether specific portions of the documents or information may be subject to redaction according to exemptions provided for by §30-4-40 or other state or federal laws"). If such exemptions or redactions are claimed, the University will provide an appropriate response as required under FOIA.

Examples of records not considered public or otherwise exempted from FOIA that will be withheld or redacted include, but is not limited to, attorney client and attorney work product privileged communications (SC Code of Laws section 30-4-40(a)(7)), matters exempt from public disclosure by statute or law (SC Code of Laws section 30-4-40(a)(4)), records protected under the federal Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. §1232g; 34 CFR Part 99), information of a personal nature (SC Code of Laws section 30-4-40(a)(2)), records of law enforcement and public safety agencies as described in (SC Code of Laws section 30-4-40(a)(3)), records incidental to contract negotiations (SC Code of Laws section 30-4-40(a)(5)), and any other records not considered public or otherwise exempted under FOIA will be withheld or redacted.

Sincerely,

Jermaine Johnson, J.D., Ph.D.
Assistant General Counsel